

## Message Text

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ACTION OES-07

INFO OCT-01 EUR-12 EA-12 ISO-00 FEA-01 ACDA-10 CIAE-00

INR-07 IO-14 L-03 NSAE-00 NSC-05 EB-08 NRC-07

DODE-00 SS-15 SP-02 PM-05 /109 W

-----082870 270859Z /15

R 261656Z AUG 77

FM AMEMBASSY VIENNA

TO SECSTATE WASHDC 3094

INFO USERDA HQ WASHDC

USERDA HQ GERMANTOWN

AMEMBASSY LONDON

AMEMBASSY TOKYO

UNCLAS VIENNA 7829

USIAEA

EO 11652: N/A

TAGS: IAEA, TECH, JA, UK

SUBJ: PROPOSED TRANSFER OF UK-ORIGIN PU 02 FROM JAPAN TO U.S.

REFS: A) STATE 191662; B) IAEA VIENNA 348

1. DRAFT FOUR-PARTY MEMORANDUM OF UNDERSTANDING, AS PRESCRIBED  
REF A, WAS GIVEN IAEA FOR COMMENT AUGUST 18. COPIES ALSO GIVEN  
BY MISSION TO UK AND JAPANESE MISSIONS TO IAEA IN VIENNA.

SUGGEST AMEMBASSIES LONDON AND TOKYO PROPOSE TO HMG AND GOJ  
THAT ANY COMMENTS BE FORWARDED TO THEIR RESPECTIVE MISSIONS IN  
VIENNA FOR COORDINATED DISCUSSIONS WITH IAEA. MISSION WILL  
INFORM ADDRESSEES OF ANY DEVELOPMENTS THIS SUBJECT IN VIENNA.

2. FULL TEXT OF PROPOSED MEMORANDUM IS AS FOLLOWS:

MEMORANDUM OF UNDERSTANDING  
CONCERNING THE APPLICATION OF  
INTERNATIONAL ATOMIC ENERGY AGENCY SAFEGUARDS ON  
CERTAIN PLUTONIUM TO BE TRANSFERRED FROM JAPAN TO  
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THE UNITED STATES OF AMERICA

WHEREAS CERTAIN PLUTONIUM PROVIDED BY THE UNITED  
KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND (U.K.) TO  
JAPAN IS TO BE TRANSFERRED FROM JAPAN TO THE TERRITORY  
OF THE UNITED STATES OF AMERICA (U.S.A.) IN CONNECTION  
WITH FUEL TESTING ARRANGEMENTS MADE BETWEEN THE POWER

REACTORS NUCLEAR FUEL DEVELOPING COMPANY (PNC) AND THE  
GENERAL ELECTRIC COMPANY; AND

WHEREAS THE PLUTONIUM IN QUESTION HAS BEEN SUBJECT  
TO INTERNATIONAL ATOMIC ENERGY AGENCY (IAEA) SAFEGUARDS  
UNDER TERMS AND CONDITIONS OF THE AGREEMENT BETWEEN THE  
INTERNATIONAL ATOMIC ENERGY AGENCY, THE GOVERNMENT OF  
JAPAN AND THE GOVERNMENT OF THE UNITED KINGDOM OF  
GREAT BRITAIN AND NORTHERN IRELAND FOR THE APPLICATION  
OF AGENCY SAFEGUARDS IN RESPECT OF THE AGREEMENT BETWEEN  
THOSE GOVERNMENTS FOR CO-OPERATION IN THE PEACEFUL USES  
OF ATOMIC ENERGY SIGNED ON OCTOBER 15, 1968  
(INFCIRC/125); AND

WHEREAS, UNDER SECTION 16 OF INFCIRC/125 THE  
PLUTONIUM IN QUESTION MAY NOT BE TRANSFERRED TO A  
RECIPIENT NOT UNDER THE JURISDICTION OF EITHER THE U.K.  
OR JAPAN UNLESS (A) ARRANGEMENTS HAVE BEEN MADE BY THE  
AGENCY TO SAFEGUARD SUCH MATERIAL OR (B) THE MATERIAL  
WILL BE SUBJECT TO SAFEGUARDS OTHER THAN THOSE OF THE  
AGENCY BUT GENERALLY CONSISTENT WITH SUCH SAFEGUARDS  
AND ACCEPTED BY THE AGENCY; AND

WHEREAS THE GOVERNMENT OF THE U.S.A. HAS INDICATED  
ITS READINESS TO ACCEPT THE APPLICATION OF IAEA SAFE-  
GUARDS ON THE PLUTONIUM IN QUESTION, WHILE IN THE  
TERRITORY OF THE U.S.A., UNDER THE TERMS AND CONDITIONS  
OF THE AGREEMENT BETWEEN THE INTERNATIONAL ATOMIC ENERGY  
AGENCY, THE GOVERNMENT OF JAPAN AND THE GOVERNMENT OF  
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THE UNITED STATES OF AMERICA FOR THE APPLICATION OF  
SAFEGUARDS BY THE AGENCY TO THE BILATERAL AGREEMENT  
BETWEEN THOSE GOVERNMENTS CONCERNING CIVIL USES OF  
ATOMIC ENERGY SIGNED ON JULY 10, 1968 (INFCIRC/119);

NOW THEREFORE, THE GOVERNMENTS OF JAPAN, THE  
U.K., AND THE U.S.A., AND THE IAEA HAVE REACHED  
THE FOLLOWING UNDERSTANDINGS:

1. THE PLUTONIUM IN QUESTION, CONSISTING  
OF APPROXIMATELY 200 GRAMS, SHALL, WHILE IN THE  
TERRITORY OF THE U.S.A., BE TREATED AS IF IT HAD  
BEEN PRODUCED FROM U.S.A. ORIGIN MATERIAL, AND THUS  
SUBJECT TO IAEA SAFEGUARDS UNDER INFCIRC/119; IT  
SHALL BE LISTED IN CATEGORY I OF THE INVENTORY FOR  
THE U.S.A., IN ACCORDANCE WITH SECTION 10(D)(I) OF  
INFCIRC/119.

2. THE U.S. A. AND THE IAEA SHALL AGREE ON THE  
DETAILED ARRANGEMENTS NECESSARY TO FACILITATE THE  
APPLICATION OF IAEA SAFEGUARDS ON THE PLUTONIUM IN  
QUESTION WHILE IN THE TERRITORY OF THE U.S.A. THE IAEA  
SHALL NOTIFY THE GOVERNMENTS OF JAPAN, THE U.K. AND  
THE U.S.A. OF THE DATE IT ACCEPTS THE PLUTONIUM IN  
QUESTION FOR LISTING IN CATEGORY I OF THE INVENTORY FOR

THE U.S. A. UNDER INFIRC/119.

3. AT SUCH TIME AS THE PLUTONIUM IN QUESTION  
IS RETURNED TO JAPAN FROM THE U.S.A., IT SHALL BE  
TRANSFERRED IN ACCORDANCE WITH THE TERMS AND CONDITIONS  
OF THE AGREEMENT BETWEEN THE GOVERNMENT OF JAPAN AND  
THE GOVERNMENT OF THE UNITED STATES OF AMERICA FOR  
COOPERATION ON THE CIVIL USES OF ATOMIC ENERGY SIGNED  
ON FEBRUARY 26, 1968, AS AMENDED, AND CONSEQUENTLY  
LISTED IN CATEGORY I OF THE INVENTORY FOR JAPAN IN  
ACCORDANCE WITH SECTION 10(A)(II) OF INFIRC/119  
FOLLOWING ITS ARRIVAL IN JAPAN. THE GOVERNMENTS OF  
JAPAN AND THE U.S.A. SHALL PROVIDE THE USUAL JOINT  
NOTIFICATIONS TO THE IAEA REQUIRED BY INFIRC/119 IN  
SUCH CASES.

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4. IN ACCORDANCE WITH SECTION 20 OF  
INFIRC/119, THE PLUTONIUM IN QUESTION IF AND WHEN  
RETURNED TO JAPAN, SHALL AFTER ITS ARRIVAL THERE,  
UPON RECEIPT BY THE AGENCY OF A JOINT REQUEST FROM  
THE GOVERNMENTS OF JAPAN AND THE U.S. A., BE REMOVED  
FROM THE INVENTORY OF JAPAN AND THE U.S.A., BE REMOVED  
FROM THE INVENTORY OF JAPAN AND IAEA SAFEGUARDS UNDER  
INFIRC/119 SHALL BE THEREBY TERMINATED, PROVIDED,  
HOWEVER, THAT THE AGENCY ALSO RECEIVES A JOINT REQUEST  
FROM THE GOVERNMENTS OF JAPAN AND THE U.K. TO LIST THE  
PLUTONIUM IN QUESTION IN PART I OF THE INVENTORY OF  
JAPAN UNDER INFIRC/125, AND THAT IT SHALL BECOME  
IMMEDIATELY SUBJECT TO IAEA SAFEGUARDS UNDER THE  
TERMS AND CONDITIONS OF THE LATTER AGREEMENT.  
THE AGENCY SHALL NOTIFY THE GOVERNMENTS OF JAPAN,  
THE U.K. AND THE U.S.A. OF THE DATE ON WHICH IAEA  
SAFEGUARDS ON THE PLUTONIUM IN QUESTION ARE  
TERMINATED UNDER INFIRC/119 AND ARE REINSTATED  
UNDER INFIRC/125.

5. THIS MEMORANDUM OF UNDERSTANDING  
SHALL BECOME EFFECTIVE ON THE DATE OF SIGNATURE  
BY THE AUTHORIZED REPRESENTATIVES OF THE IAEA AND  
THE GOVERNMENTS OF JAPAN, THE U.K. AND THE U.S.A.  
FOR THE INTERNATIONAL  
ATOMIC ENERGY AGENCY

FOR THE GOVERNMENT OF  
JAPAN  
FOR THE GOVERNMENT OF  
THE UNITED KINGDOM OF  
GREAT BRITAIN AND  
NORTHERN IRELAND

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FOR THE GOVERNMENT OF  
THE UNITED STATES OF  
AMERICA  
DATE:STONE

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## Message Attributes

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**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
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**Decapton Date:** 01-Jan-1960 12:00:00 am  
**Decapton Note:**  
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**Disposition Approved on Date:**  
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**Reference:** 77 STATE 191662, 77 IAEA VIENNA 348  
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**Review Release Event:** n/a  
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**Subject:** PROPOSED TRANSFER OF UK-ORIGIN PU 02 FROM JAPAN TO U.S.  
**TAGS:** TECH, JA, UK, IAEA  
**To:** STATE  
**Type:** TE  
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**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009